

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

LABORERS' COMBINED FUNDS OF
WESTERN PENNSYLVANIA, as agent
for PAUL QUARANTILLO, and JOHN C.
BUSSE, trustees ad litem,
LABORERS' DISTRICT COUNCIL OF
WESTERN PENNSYLVANIA WELFARE
AND PENSION FUNDS, WESTERN
PENNSYLVANIA HEAVY & HIGHWAY
CONSTRUCTION ADVANCEMENT FUND
and the LABORERS' DISTRICT COUNCIL
OF WESTERN PENNSYLVANIA and its
affiliated local unions,

Plaintiff,

v.

PENN TRANSPORTATION
DEVELOPMENT, INC.,
DONALD R. GEARHART,
JAN R. KIKTA and
GARY M. PRODEN,

Defendants.

Civil Action No. 06-0479

CONSENT JUDGMENT

AND NOW, this 25 day of June, 2006, with the consent of the

parties, judgment is hereby entered in favor of the Plaintiff and against Defendants, Penn

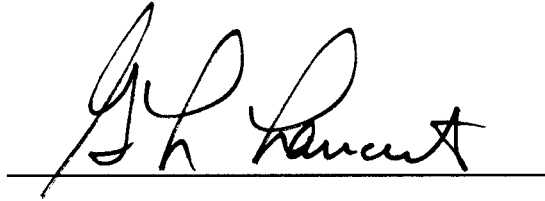
Transportation Development, Inc., Donald R. Gearhart, Jan R. Kikta and Gary M. Proden in the
amount of \$60,748.02.

Payments are to be made as follows:

June 30, 2006	-	\$9,697.10	
July 30, 2006	-	\$9,697.10	
August 30, 2006	-	\$9,697.10,	plus additional interest
			from March 31, 2006
September 30, 2006	-	\$31,656.72	

Defendants Transportation Development, Inc., Donald R. Gearhart, Jan R. Kikta and Gary M. Proden shall also submit to Plaintiff its reports with payment by the 30th of the month after the month in which laborers perform work.

As long as all payments through August 30, 2006 are submitted in a timely manner, the \$31,656.72 in late charges will be waived and Plaintiff will take action to satisfy this judgment.

A handwritten signature in black ink, appearing to read "J. Leech", is written over a horizontal line.

CONSENTED TO BY:

/s/ Jeffrey J. Leech
Jeffrey J. Leech, Attorney for Plaintiff

/s/ Jeffrey S. Proden
Jeffrey S. Proden, Attorney for Defendants